

ORIGINAL



BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2009 OCT -6 P 3:35

KRISTIN K. MAYES, Chairman  
GARY PIERCE  
PAUL NEWMAN  
SANDRA D. KENNEDY  
BOB STUMP

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

IN THE MATTER OF:

DOCKET NO. S-20660A-09-0107

RADICAL BUNNY, L.L.C., an Arizona limited liability company,

HORIZON PARTNERS, L.L.C., an Arizona limited liability company,

TOM HIRSCH (aka TOMAS N. HIRSCH) and DIANE ROSE HIRSCH, husband and wife,

BERTA FRIEDMAN WALDER (aka BUNNY WALDER), a married person,

HOWARD EVAN WALDER, a married person,

HARISH PANNALAL SHAH and MADHAVI H. SHAH, husband and wife,

Respondents.

Arizona Corporation Commission  
DOCKETED

OCT -6 2009

DOCKETED BY [Signature]

PROCEDURAL ORDER

**BY THE COMMISSION:**

On March 12, 2009, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing against Radical Bunny, L.L.C., Horizon Partners, L.L.C., Tom Hirsch (aka Tomas N. Hirsch), Berta Friedman Walder (aka Bunny Walder), Howard Evan Walder, Harish Pannalal Shah, and Madhavi H. Shah, in which the Division alleged multiple violations of the Arizona Securities Act in connection with the offer and sale of securities in the form of notes and investment contracts.

On March 26, 2009, a request for hearing was filed on behalf of Horizon Partners, L.L.C., Tom Hirsch, Diane Rose Hirsch, Berta Friedman Walder, Howard Evan Walder, Harish Pannalal Shah and Madhavi H. Shah ("Respondents"). The request for hearing requested a hearing date after April 22, 2009.

1 On April 9, 2009, by Procedural Order, a pre-hearing conference was scheduled for May 8,  
2 2009.

3 On May 6, 2009, Respondents filed a Request to Continue the May 8, 2009, pre-hearing  
4 conference. The Request indicated that Respondents' counsel and counsel for the Division had  
5 agreed to several dates for resetting the date of the pre-hearing conference.

6 By Procedural Order issued May 7, 2009, the procedural conference was rescheduled for June  
7 16, 2009.

8 The procedural conference was held as scheduled and procedural dates were established for  
9 the Securities Division to provide exhibits and list of witnesses, and for a subsequent procedural  
10 conference.

11 On August 18, 2009, the Division filed a Stipulation to Continue the Procedural Conference  
12 Scheduled for September 3, 2009, requesting a 30 day continuance.

13 On August 24, 2009, by Procedural Order, a procedural conference was scheduled to be held  
14 on October 7, 2009.

15 On October 6, 2009, Respondents filed in the Commission's Tucson office, a Request to  
16 Continue the October 7, 2009 Procedural Conference, indicating that additional time was needed to  
17 review documents provided by the Securities Division. The Request also indicated that the Division  
18 did not object to the Request. Respondents' attorney requested permission to participate in the  
19 procedural conference telephonically.

20 Accordingly, the Procedural Conference scheduled for October 7, 2009, should be  
21 rescheduled and Respondents' counsel may participate telephonically.

22 IT IS THEREFORE ORDERED that the procedural conference currently scheduled for  
23 October 7, 2009, shall be moved to **November 3, 2009 at 11:00 a.m.**, or as soon thereafter as is  
24 practicable at the Commission's offices, 1200 West Washington Street, Hearing Room 1, Phoenix,  
25 Arizona.

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28 ...

1 IT IS FURTHER ORDERED that Respondents' counsel may participate telephonically  
2 during the pre-hearing conference and shall contact the Hearing Division **no later than, October 30,**  
3 **2009 to make such arrangements.**

4 DATED this 6<sup>th</sup> day of October, 2009.

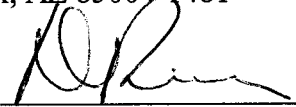
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6   
LYN FARMER  
CHIEF ADMINISTRATIVE LAW JUDGE

7  
8 Copies of the foregoing mailed/delivered  
this 6<sup>th</sup> day of October, 2009 to:

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12 Attorney for Respondents

13 Matt Neubert, Director  
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17 Phoenix, AZ 85004-1481

18  
19 By:   
Debbi Person  
20 Assistant to Lyn Farmer